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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of	Date: April 23, 2007
Carlos Portasany SÁNCHEZ	Confirmation No.: 4887
Serial No.: 10/522,859	Art Unit: 2617
Filed: April 27, 2005	Examiner: Kwasi Karikari

For: MOBILE TELEPHONE DEVICE AND DATA-MANAGEMENT METHOD

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

STATEMENT OF SUBSTANCE OF INTERVIEW

Sir:

In response to the Interview Summary mailed herein on March 22, 2007, which required Applicant to file a Statement of Substance of Interview, a Statement of Substance of Interview follows.

Applicant's representative conducted a telephonic interview with the Examiner on March 13, 2007.

In that telephonic interview, Applicant's representative pointed out that, in support of the rejection of independent claims 1 and 9, the Examiner alleged that, "Nachef teaches that card 2 can perform administration operations such as addition 201, deletion 202 and modification 203 followed by an interactive display on the screen; and proactive command (see Pars. [0006, 0041-44 and 0080-0114]; whereby the interactive display and proactive command are equated with 'instruction' and the 'requested reference' is equated with the actual act of addition, deleting or modifying of file)," (Office Action, page 4, lines 7-12). Applicant's representative further contended that the Examiner admitted that the interactive display on the screen and proactive command, equated with "instruction" in the independent claims, follow the administration operations of addition 201, deletion 202, and modification 203, which are equated with the "requested reference" in the independent claims.

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Applicant's representative argued that this is contrary to independent claim 1, which provides that there is "an accessing device operable for accessing said array according to said at least one instruction" in a mobile telephone device, "said accessing device further comprising a receiver operable for receiving from the specified application a requested reference for said array; the accessing device being operable for accessing said array based on said reference." In independent claim 1, therefore, the accessing device uses the at least one instruction to access the array, the accessing of the array being based on the requested reference for the array. Thus, it can be seen that in independent claim 1, the instruction precedes and is used by the access device to obtain a requested reference for the array. This is contrary to Nachef et al., which, according to the Examiner, discloses operations which are equated with the "requested reference" of claim 1 followed by the interactive display and proactive command equated with the "instruction" of claim 1.

The Examiner suggested, that to support the argument of Applicant's representative regarding the instruction preceding the requested reference for the array used by the access device, that feature could be incorporated in claim 9 to possibly render that claim allowable.

In addition, Applicant's representative suggested the possible addition at the end of each of claims 1 and 9 of the phrase "without the necessity of deleting and rewriting the entire application stored in the card." Applicant's representative pointed out that such an amendment appears to be supported in the specification, for example, on page 8, lines 27-35, and that the feature appears to be expressly taught not to be present in Applicant's Admitted Prior Art, (see specification, page 4, line 35, to page 5, line 7). Applicant's representative further argued that the feature is not disclosed, taught, or suggested by Nachef et al.
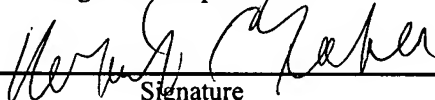
The Examiner, in response to the proposed amendment to claims 1 and 9, indicated that he would look at this amendment and the applied references in further detail, and that he would call Applicant's representative on March 15, 2007 at 10:30 a.m. to express his opinion as to whether such an amendment would overcome the existing rejections. The Examiner, in the promised telephone conversation of March 15, 2007 with Applicant's representative, indicated that he could make no commitment as to whether the proposed Amendment of Applicant's

representative would overcome the outstanding rejections without the filing of a formal response.

Respectfully submitted,

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